### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Bondy et al.

Examiner:

TBA

Serial No.:

09/827,219

Group:

2681

RECEIVED

Filed:

04/05/01

Case No:

CE08311R OCT 2 5 2001

Entitled:

COMMUNICATION NETWORK AND METHOD FORFFICE OF PETITIONS

PROVIDING SURVEILLANCE SERVICES

DEPUTY A/C PATENTS

Motorola, Inc. **Corporate Offices** 1303 E. Algonquin Rd Schaumburg, IL 60196 August 16, 2001

#### **DECLARATION OF KAREN KASS UNDER 37 C.F.R. § 1.47**

- I, Karen Kass, hereby state as follows:
- I am an Administrative Assistant in the Law Department at Motorola, Inc. 1. ("Motorola"), in Schaumburg, Illinois. My responsibilities include obtaining the signatures of current and former Motorola employees for Declarations and Powers of Attorney and for Assignments with respect to patent applications filed on their behalf by Motorola as assignee of the inventions therein.
- 2. It is my information and belief that Timothy Moran was an employee of Motorola, Inc., ("Motorola") at the time this invention was conceived but is no longer employed by Motorola.
- On July 19, 2001, I mailed, via Federal Express "Standard Overnight" 3. delivery, a package under label number 791616025698 to Timothy Moran at his last known address, that is, 708 Carriage Hill Road, Island Lake, IL. 60042.

- 4. The package included copies of the Application, Drawings, a Declaration with Power of Attorney, and an Assignment and Agreement with respect to patent application serial no. 09/827,219, attorney docket no. CE08311R, filed April 5, 2001. The package further included a self-addressed, prepaid Federal Express envelope for the return by Timothy Moran of the signed documents.
- 5. On July 23, 2001, I received a phone call from a Federal Express agent informing me that they attempted to deliver the package on July 20, 2001 and then again on July 23, 2001. Both delivery attempts were unsuccessful.
- 6. The Federal Express agent further informed me that he spoke to the resident at the house, that the resident informed him that she was Timothy Moran's wife, that she refused to accept the package, that she didn't know where Timothy Moran was, and that she had no forwarding address.
- 7. Based on my discussion with the Federal Express agent, I believe that further efforts to contact Timothy Moran would be futile.
- 8. Enclosed please find copies of the FedEx Shipment Details and Shipment Tracking indicating non-delivery.

I declare under penalty of perjury that the statements made by me in this Declaration are true and correct.

Respectfully submitted,

cum y / var)

DATF.

8/16/01



- ▶ Ship Inside U.S.
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## **Your Shipment Details**

From: KAREN KASS MOTOROLA, INC 1303 E. ALGONQUIN ROAD IL01, 3RD FLR SCHAUMBURG IL 60196 US

847-576-6364

To: Timothy Moran 708 Carriage Hill Rd. Island Lake IL 60042 US 847-632-2573 **Service:** Standard Overnight **Packaging:** FedEx Pak

Handling: give to scheduled courier

at my location

Weight: 1LBS

**Shipper Account Number:** 

060610908

Bill Shipment To: 60610908

Bill Duty/Tax/Fees: 0 Express Reference: Declared Value: USD0

Status: N/A

Shipment Type: Express Ground P.O. Number: Ground Invoice Number: Ground Reference:

Commercial/Residential

Status: N/A

Non-Standard Packaging: N/A Home Delivery Signature: N/A Home Delivery Option: N/A Home Delivery Date: N/A

AOD Status: N/A Auto POD Status: N/A Ground ShipAlert: N/A

Return to Shipping History

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Terms and Conditions Use of this system constitutes your agreement to the service conditions in the current FedEx service Guide, available upon request.

FedEx will not be responsible for any claim in excess of \$100 per package, whether the result of loss, damage, delay, non-delivery, misdelivery, or misinformation, unless you declare a higher value, pay an additional charge, document your actual loss and file a timely claim. Limitations found in the current FedEx Service Guide apply. Your right to recover from FedEx for any loss, including intrinsic value of the package, loss of sales, income interest, profit, attorney's fees, costs, and other forms of damage whether direct, incidental, consequential, or special is limited to the greater of \$100 or the authorized declared value. Recovery cannot exceed actual documented loss. Maximum for items of extraordinary value is \$500, e.g. jewelry, precious metals, negotiable instruments and other items listed in our Service Guide. Written claims must be filed within strict time limits, see current FedEx Service Guide.



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# **Shipment Tracking**

FedEx has processed your shipment shown below. If you have any questions about this shipment, you can <u>email</u> us or contact your <u>customer service representative</u>.

Airbill Number: 791616025698

- Delivered To:
- Delivery Location : ISLAND LAKE IL
- Delivery Date : 00/00/0000
- Delivery Time :
- Signed For By :
- Status Exception : Pkg returned to shipper
- Scan Activity:
  - O Pkg. Status Exception CARY IL 07/23/2001 09:37
  - O Pkg. Status Exception CARY IL 07/23/2001 09:28
  - O Pkg. Status Exception CARY IL 07/20/2001 15:33
  - O Delivery Exception CARY IL 07/20/2001 13:34
  - o Placed on Van CARY IL 07/20/2001 07:57
  - Arrived at FedEx Destination Location CARY IL 07/20/2001 07:05
  - Left FedEx Sort Facility CHICAGO IL 07/20/2001 01:09
  - O Picked up SCHAUMBURG IL 07/19/2001 19:00

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**PATENT** 

#### ASSIGNMENT AND AGREEMENT

For good and valuable consideration, the receipt of which is hereby acknowledged, we, WILLIAM MICHAEL BONDY, CHICAGO, IL; ROBERT G. HUG, NAPERVILLE, IL; WESLEY STUART JONES, PALATINE, IL; RAYMOND M. LISS, ST. CHARLES, IL; TIMOTHY L. MORAN, ISLAND LAKE, IL; HOWARD NODELL, BUFFALO GROVE, IL; SHMUEL SILVERMAN, BUFFALO GROVE, IL; AND BRUCE WIATRAK, BOLINGBROOK, IL, have sold, assigned and transferred, and do hereby sell, assign and transfer, unto MOTOROLA, INC., a corporation of the State of Delaware, having its principal office in Schaumburg, State of Illinois, United States of America, and its successors, assigns, and legal representatives, the entire right, title and interest for the United States of America in and to certain inventions relating to improvements in COMMUNICATION NETWORK AND METHOD FOR PROVIDING SURVEILLANCE SERVICES (Docket No. CE08311R), described, illustrated and claimed in an application for Letters Patent of the United States of America executed by us on the dates indicated by our signatures below, together with the entire right, title and interest in and to the application, and in and to Letters Patent which may be issued upon the application, and upon any division, extension, continuation or reissue thereof.

We hereby also sell, assign and transfer unto MOTOROLA, INC., the entire right, title and interest in and to the invention and in and to applications for Letters Patent therefor in all countries foreign to the United States of America, including all rights under any and all international conventions and treaties in respect of the invention and the applications for Letters Patent in foreign countries, and we further authorize MOTOROLA, INC. to apply for Letters Patent in foreign countries directly in its own name, and to claim priority of the filing date of the application for Letters Patent of the United States of America under the provisions of any and all international conventions and treaties.

We hereby authorize and request the Commissioner of Patents of the United States of America to issue Letters Patent upon the aforesaid application, division, extension, continuation or reissue, to MOTOROLA, INC., for the sole use and benefit of MOTOROLA, INC., its successors, assigns and legal representatives, to the full end of the term for which Letters Patent may be granted, the same as they would have been held and enjoyed by me had this assignment not been made, and we hereby authorize and request the equivalent authorities in foreign countries to issue the patents of their respective countries to MOTOROLA, INC.

We agree that, when requested, we will, without charge to MOTOROLA, INC., but at its expense, sign all papers, take all rightful oaths, and do all acts which may be necessary, desirable

or convenient for securing and maintaining patents for the inventions in any and all countries and for vesting title thereto in MOTOROLA, INC., its successors, assigns and legal representatives or nominees.

We covenant with MOTOROLA, INC., its successors, assigns and legal representatives, that the interest and property hereby conveyed is free from all prior assignment, grant, mortgage, license or other encumbrance.

1 / M.	X	<b>DATE</b> :	
WILLIAM MICHAEL BO	YDNC		
STATE OF ILLINOIS	)		
COUNTY OF COOK	ss:		
that WILLIAM MICHAE appeared before me this d the instrument as their fre Given under my hand My commission expires:	L BONDY whose ay in person and act e and voluntary act	the County and State aforesa name is subscribed to the for eknowledged that they signed and deed for the uses and punis 23 day of Wary Public Signa Notary Public Signa Park IC / A	egoing instrument, l, sealed and delivered arposes therein set forth. , 2001.  The literal ture  M. PLIKETIS
		DATE:	
ERWIN P. COMER			
STATE OF ARIZONA	)\		
COUNTY OF	) ss:	•	
that ERWIN P. COMER verse this day in person and a	whose name is subs acknowledged that trand deed for the	the County and State aforesa scribed to the foregoing instru- they signed, sealed and deliv- uses and purposes therein set	ument, appeared before vered the instrument as forth.
	and notarial scar til	uay or	, 2001.
My commission expires:		Notary Public Signat	ure
		Delice 137 CSY	D 11:
		Printed Name of Not	ary Public

Robert 6. H	in the second se	DATE:	5/10/01	
ROBERT G. HUG	S			
STATE OF ILLINOIS	)			
COUNTY OF DUPAGE	ss: )			
that ROBERT G. HUG who me this day in person and a their free and voluntary act	ose name is subscrib cknowledged that the and deed for the use	ned to the for ney signed, sees and purpo	sealed and delivered the in	ared before nstrument as
My commission expires:	id notarial scal tills	uay or _		, 2001.
My commission expires.		No	otary Public Signature	
		Pri	nted Name of Notary Public	
SEE ATTACHE	=17	DATE:		
WESLEY STUART JONES	3	D/(12		<del></del>
STATE OF ILLINOIS	)			
COUNTY OF COOK	ss:			
The undersigned Notary that WESLEY STUART JC appeared before me this day the instrument as their free a	NES whose name in in person and acknowledge.	s subscribed lowledged t	hat they signed, sealed an	ent, d delivered
			1 1	
My commission expires:		No	tary Public Signature	
		Pri	nted Name of Notary Public	

Robert G. HUG DATE:	5/10/01
STATE OF ILLINOIS )  SS:  COUNTY OF DUPAGE )	
The undersigned Notary Public in and for the County that ROBERT G. HUG whose name is subscribed to the me this day in person and acknowledged that they signed their free and voluntary act and deed for the uses and pro-	e foregoing instrument, appeared before ed, sealed and delivered the instrument as
Given under my hand and notarial seal this day	of, 2001.
My commission expires:	Notary Public Signature
	Printed Name of Notary Public
DATE:  STATE OF ILLINOIS  DATE:	23 Jucy 2001
county of cook  The undersigned Notary Public in and for the County that WESLEY STUART JONES whose name is subscrappeared before me this day in person and acknowledge the instrument as their free and voluntary act and deed in the contract of the contract	ribed to the foregoing instrument, ed that they signed, sealed and delivered
Given under my hand and notarial seal this 23 day	
My commission expires: \( \begin{align*} 13 \\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \	Notary Public Signature  Hinne E. Reges  Printed Name of Notary Public

RAYMOND M. LISS	)	DATE:	4/11/01	
STATE OF ILLINOIS	)			
COUNTY OF KANE	ss:			
that RAYMOND M. LISS v before me this day in person instrument as their free and	whose name is subsomed and acknowledged voluntary act and d	scribed to d that they leed for th	y signed, sealed and delivence uses and purposes there	appeared red the in set forth.
Given under my hand an		11 day c	of /1/9/10	, 2001.
My commission expires:	••••		Notary Public Signature	<del></del>
OFFICIAL SEAL	- <b>4</b>		KAREN KASS	
NOTARY PUBLIC, STATE OF IL	Linois	F	Printed Name of Notary Public	<u> </u>
MY COMMISSION EXPIRES:08	A 1 1 1/2.			
<b>\</b>				
BERNARD R. MCKIBBEN	Ī	DATE: _		
STATE OF ARIZONA	<b>\</b>			
	ss:			
COUNTY OF				
The undersigned Notary I that BERNARD R. MCKIBI appeared before me this day the instrument as their free a	BEN whose name in person and ackr	s subscrib	that they signed, sealed a	ment, and delivered
Given under my hand an			_	, 2001.
My commission expires:		_		
		j	Notary Public Signature	
		-		
*		P	Printed Name of Notary Public	_

			DATE:	
TIMOTHY L. MORAN			21112.	
STATE OF ILLINOIS	)			
COUNTY OF COOK	)	SS:		
that TIMOTHY L. MORA before me this day in pers	AN whose on and acl	name is si knowledge	ubscribed ed that the	y and State aforesaid, do hereby certify to the foregoing instrument, appeared by signed, sealed and delivered the the uses and purposes therein set forth.
Given under my hand	and notari	ial seal this	s day	of, 2001.
My commission expires:				Notary Public Signature
				Printed Name of Notary Public
-				
31. Sh. M. HOWARD NODELL	YA -	<del></del>	DATE:	5/4/01
STATE OF ILLINOIS COUNTY OF COOK	)	SS:		
that HOWARD NODELL before me this day in person instrument as their free and thei	whose na on and ack d voluntar	me is subs mowledge y act and o	cribed to d that the deed for the	and State aforesaid, do hereby certify the foregoing instrument, appeared y signed, sealed and delivered the he uses and purposes therein set forth.
My commission expires:				_ Nau- Kan
OFFICIAL SEA KAREN KASS NOTARY PUBLIC, STATE OF I	ILLINOIS			Notary Public Signature,  ARE D ARS  Printed Name of Notary Public

	1	
SHMUEL SILVERMA	TV/N	DATE: <u>5//6/0/</u>
STATE OF ILLINOIS	)	
COUNTY OF COOK	) ss:	
that SHMUEL SILVED before me this day in p instrument as their free	RMAN whose namerson and acknowles and voluntary act	for the County and State aforesaid, do hereby certify he is subscribed to the foregoing instrument, appeared ledged that they signed, sealed and delivered the and deed for the uses and purposes therein set forth.
	ind and notarial sea	al this day of, 2001.
My commission expires:		Notary Public Signature
		Printed Name of Notary Public
BRUCE WIATRAK		_ DATE:07/25/01
STATE OF ILLINOIS COUNTY OF COOK	) ss:	
The undersigned No that BRUCE WIATRA me this day in person a	K whose name is s nd acknowledged to act and deed for the	for the County and State aforesaid, do hereby certify subscribed to the foregoing instrument, appeared before that they signed, sealed and delivered the instrument as he uses and purposes therein set forth.
My commission expires:	8/9/04	Notary Public Signature
MOTARY PUBLIC.	L SEAL EMBERG STATE OF ILLINOIS EXPRES:08/09/04	Fay Lemberg Printed Name of Notary Public

	1				
/ Wi	(IN)	DA	TE: 5//6/	101	
SHMUEL SILVERMA	V	— DA	1E:		
STATE OF ILLINOIS	)				
COUNTY OF COOK	) ss	<b>:</b>			
The undersigned Not that SHMUEL SILVER before me this day in pe instrument as their free and the state of the	MAN whose narson and acknoor and voluntary a	ame is subsc wledged that ct and deed	ribed to the foregoing to they signed, sealed for the uses and pur	ng instrument, appear l and delivered the poses therein set forth	red n.
Given under my han	d and notarial s	seal this	day of	, 2001	•
My commission expires:			Notary Public Sig	nature	
			Printed Name of I	Notary Public	_
SEE 1717179 BRUCE WIATRAK	(tED	DA	TE:		
STATE OF ILLINOIS	)				
COUNTY OF COOK	ss )	:			
The undersigned Notathat BRUCE WIATRAK me this day in person an their free and voluntary	K whose name id acknowledge	s subscribed d that they s	to the foregoing in igned, sealed and de	strument, appeared be livered the instrumer	for
Given under my han-	d and notarial s	eal this	day of	, 2001	•
My commission expires:			Notary Public Sig	nature	
			Printed Name of N	Notary Public	-